

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

DENNIS WOLLMAN,)	
)	
Plaintiff,)	
)	
vs.)	CIVIL NO. 15-cv-1159-CJP¹
)	
CAROLYN W. COLVIN, Acting)	
Commissioner of Social Security,)	
)	
Defendant.)	

MEMORANDUM AND ORDER

Proud, Magistrate Judge:

This matter is now before the Court on the parties' Agreed Motion to Remand to the Commissioner. **(Doc. 31).**

The parties agree that this case should be remanded to the agency for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g). A sentence four remand (as opposed to a sentence six remand) depends upon a finding of error, and is itself a final, appealable order. See, *Melkonyan v. Sullivan*, 501 U.S. 89 (1991); *Perlman v. Swiss Bank Corporation Comprehensive Disability Protection Plan*, 195 F.3d 975, 978 (7th Cir. 1999). Upon a sentence four remand, judgment should be entered in favor of plaintiff. *Schaefer v. Shalala*, 509 U.S. 292, 302-303 (1993).

¹ This case was assigned to the undersigned for final disposition upon consent of the parties pursuant to 28 U.S.C. §636(c). See, Doc. 15.

The parties agree that, upon remand, “an Administrative Law Judge will be directed to further consider Plaintiff’s residual functional capacity and, if warranted, obtain supplemental vocational expert testimony.”

The Court recognizes that the agency has a full docket. However, plaintiff’s application for benefits has been pending since December 2009. (Tr. 11). Therefore, the Court urges the Commissioner to expedite this case on remand.

For good cause shown, the parties’ Agreed Motion to Remand (**Doc. 31**) is **GRANTED**.

The final decision of the Commissioner of Social Security denying Dennis Wollman’s application for social security benefits is **REVERSED and REMANDED** to the Commissioner for rehearing and reconsideration of the evidence, pursuant to sentence **four** of 42 U.S.C. §405(g).

The Clerk of Court is directed to enter judgment in favor of plaintiff.

IT IS SO ORDERED.

DATED: July 26, 2016.

s/ Clifford J. Proud
CLIFFORD J. PROUD
UNITED STATES MAGISTRATE JUDGE